

VINCENT ROSENBAUM
2100 NAPA VALLEJO HIGHWAY
NAPA, CALIFORNIA
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
VINCENT ROSENBAUM } HABEAS CORPUS
V } SUPPLEMENTAL
ED FOULK } CASE NO: CV08-3436 ST
ON 7/9/2008 MY COURT ORDER WAS
VACATED BY THE COURT OF APPEAL (STATE)
AND THE CALIFORNIA STATE SUPREME
COURT FOR MENDOCINO COUNTY CASE NO
MCUK CR CR 06-74005. ACCORDING TO
THE LAW AND PENAL CODE 1382(1)
ED FOULK - EXECUTIVE DIRECTOR OF
NAPA STATE HOSPITAL HAD 15
DAYS TO HOLD ME OR RELEASE ME.
AFTER 15 DAYS WERE UP I CALLED
HIS OFFICE AND ASKED TO BE
RELEASED, HE REFUSED. THIS
IS A VIOLATION OF MY SPEEDY
TRIAL RIGHTS AND THIS KIDNAPPING
HAS GONE FAR ENOUGH. I ASK FOR
AN INJUNCTION OR SANCTION TO
RELEASE ME FROM ILLEGAL CUSTODY.
IN FACT IT WAS 20 DAYS AFTER THE
ORDER WAS VACATED THAT ED FOULK
TRANSFERRED CUSTODY TO MENDOCINO.

1 COUNTY SHERIFFS ON 7/28/2008 ABOUT
2 11:00 AM AND I ARRIVED AT MENDOCINO
3 COUNTY JAIL AT 1:00 PM THAT DAY.
4 THEN MENDOCINO SHERIFFS REFUSED
5 TO ARRAIGN ME WITHIN 72 HOURS
6 ANOTHER VIOLATION OF MY CONSTITUTIONAL
7 RIGHTS. THEY ARRAIGNED ME AT 1:40
8 PM ON JULY 31, 2008.

9 AFTER THE JULY 31, 2008 HEARING
10 MY COURT APPOINTED ATTORNEY WENT
11 ON VACATION FROM 8/1/2008 TO 8/7/08.
12 I CALLED THE PUBLIC DEFENDERS
13 OFFICE AND THEY TOLD ME SHE
14 WOULD BE GONE FOR A WEEK.
15 I LEFT A MESSAGE ON HER
16 PHONE TO DELIVER ME A WRIT
17 OF MANDATE I NEED FOR THE
18 COURT OF APPEAL, BUT SHE
19 REFUSED TO COME TALK TO ME
20 AT THE JAIL AND REFUSED
21 TO DELIVER ME A WRIT OF MANDATE
22 THAT I BELIEVE HAD A 10-DAY
23 LIMIT TO FILE CONCERNING A
24 170.6 MOTION AGAINST JUDGE
25 BROWN ON 7/31/08. FURTHERMORE
26 THE JAILERS REFUSED TO GIVE ME
27 MY LEGAL PAPERWORK, WHICH HAD
28 A WRIT OF MANDATE IN IT, AND

1 ~~RECEIVED~~ ALSO WHEN I REQUESTED A
2 WRIT OF MANDATE WOULD NOT
3 GIVE ME ONE. THE WHOLE 2
4 WEEKS I WAS IN JAIL THEY RE-
5 FUSED TO DELIVER ME MY CON-
6 FIDENTIAL LEGAL PAPERS. ON
7 TRANSFER TO NAPA STATE HOSPITAL
8 ON 8/11/2008 ADMISSIONS REFUSED
9 TO GIVE ME MY CONFIDENTIAL LEGAL
10 MAIL AND TOLD ME THEY WERE
11 KEEPING IT TO SCAN IT.

12 THIS ACTION OF CONFISCATING
13 MY LEGAL PAPERS HAS BLOCKED
14 MY ACCESS TO THE COURTS AND
15 HAS CAUSED "INJURY" BY
16 MISSING TIME LIMITS AND PERPETUATING
17 MY CONFINEMENT. SUCH IS THE
18 CASE WITH THIS WRIT OF MANDATE.
19 (see LEWIS v CASEY 518 U.S.C. 343, 357, 116 S. CT.
20 2174, 135 L. ED. 2d 606 (1996)) I NEED MY
21 LEGAL WORK AND COURT PAPERS TO
22 FILE MOTIONS IN COURT. HOSPITAL
23 WORKERS TOLD ME THE REASON FOR
24 TAKING MY LEGAL PAPERS WAS TO SCAN
25 THEM. THIS POLICY REQUIRING PRISONERS
26 ~~TO~~ CONFIDENTIAL LEGAL PAPERS FOR
27 SCANNING, COPYING OR INSPECTION IS A
28 VIOLATION OF MY DUE PROCESS. THIS IS

1 A CONSTITUTIONAL ERROR AND THE
2 PROPER REMEDY IS REVERSAL. ON
3 8/14/08 HOSPITAL WORKERS RETURNED
4 MY LEGAL PAPERS, BUT SOME OF THE
5 PAPERWORK WAS MISSING. BECAUSE
6 I AM DENIED PACER I NEED COPIES
7 OF MY PAPERWORK TO CONTINUE MY CASE
8 BUT THIS PROCESS IS DESTROYED BY
9 POLICE TAMPERING WITH MY PAPERWORK.
10 THEY ALSO MIXED FEDERAL AND STATE
11 PAPERWORK TOGETHER. I TRY NOT TO
12 SEND IN TWO COPIES OF THE SAME DOCUMENT
13 TO COURT, BUT IF POLICE DESTROY MY
14 PAPERWORK I HAVE NO WAY TO KEEP
15 RECORD OF WHAT IS SENT. AND MAIL
16 IS ANOTHER STORY, THEY USUALLY
17 GIVE ME RECEIPTS FOR MY MAIL
18 BUT SOMETIMES THEY DO NOT? IN
19 THIS CASE I MAY SEND IN TWO
20 COPIES OF THE DOCUMENT JUST TO
21 MAKE SURE THE COURT GETS IT?
22 CAN THE COURT GET ME A
23 SANCTION OR INJUNCTION TO GET
24 PACER SO I CAN HAVE ACCESS TO THE
25 COURTS? NOT KNOWING IF MY MAIL
26 IS SENT AND POLICE TAMPERING
27 WITH MY LEGAL MAIL IS A SERIOUS
28 ISSUE AND NEEDS TO BE STOPPED.

1 GLUTH V KANGAS, 951 F.2d 1504 (9TH CIR. →
2 1991). THE NINTH CIRCUIT COURT OF APPEAL
3 FOUND DENIAL OF ACCESS TO THE COURTS
4 VIOLATED A PRISONERS' CIVIL RIGHTS.
5 I HAVE BEEN CONTINUALLY DENIED
6 ACCESS TO THE COURTS THROUGHOUT
7 MY CASE.

8 CAL. CODE REGS. TIT. 15 § 3160 ACCESS TO COURTS
9 (A) INMATE ACCESS TO THE COURTS SHALL
10 NOT BE OBSTRUCTED

11 DENYING ME A WRIT OF MANDATE
12 FROM 7/28/2008 to 8/14/2008 DENIED
13 ME ACCESS TO THE COURTS. I ASKED
14 MY LAWYER FOR ONE, SHE REFUSED.
15 I SENT A REQUEST TO THE JAILERS.
16 THEY REFUSED. I HAD ONE IN MY
17 PROPERTY FOR (3) WEEKS BUT
18 POLICE AND HOSPITAL WORKERS REFUSED
19 ME MY PROPERTY. THIS CONSTITUTIONAL
20 ERROR OF THE 14TH AMENDMENT
21 REQUIRES REVERSAL FOR "DAMAGES"
22 AND "INJURY".

23 UNDER THE PENALTY OF PERJURY
24 THIS IS TRUE AND CORRECT TO THE
25 BEST OF MY KNOWLEDGE.

26 VINCENT ROSENBAUM

27
28 *Vincent Rosenbaum*

1 PROOF OF SERVICE 8/17/2008
2

3 I am Vincent Rosenbalm an
4 American citizen over 18 years
5 of age.

6 ON 8/17/2008 I served THE WITHIN
7 (5 pages) 1) HABEAS CORPUS (SUPPLEMENTAL)
8 by placing A COPY IN THE
9 NAPA STATE HOSPITAL MAIL
10 ADDRESSED:

11 COURT CLERK
12 U.S. DISTRICT COURT
13 450 Golden Gate Ave
14 SAN FRANCISCO, CA 94102

15 From

16 Vincent Rosenbalm
17 2100 napa Valley Highway
18 Napa, CA 94558

19
20 Under the penalty of perjury
21 this is true and correct
22 to the best of my knowledge.
23

24 Vincent Rosenbalm
25
26
27
28

Vincent Rosenbaum
2100 Napa Valley
Napa, CA 94558

AN FRANCISCO CA 94104
20 AUG 2008 PM 11:19
2008 PM
41 USA
24615

LEGAL MAIL
COVET & ELECTRIC
U. S. DISTRICT COURT
450 GOLDEN GATE AVE
SAN FRANCISCO, CA 94102
PMI
94615